SPECIAL PROCEDURES SUBMISSION

DATE OF NOTICE OF ALLOWANCE: May 13, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.

: 09/880,713

Confirmation No: 5526

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Applicant

Aebersold

JAN **2 1** 2005

Filed

June 12, 2001 1641

Group Art Unit Examiner

Ceperley, Mary

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For:

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Customer No.

: 23713

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I hereby certify that this correspondence is being transmitted by facsimile to the Patent and Trademark Office No. 703-305-4257

PETITION UNDER 37 C.F.R. 1.313(c) TO WITHDRAW FROM ISSUE

Office of Petitions Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. 1.313(c), Applicant petitions to withdraw from issue the above-referenced application in which the issue fee was paid on August 6, 2004, in order to permit consideration of a Request for Continued Examination in compliance with §1.114, and an information disclosure statement under §1.97 including the statement under §1.97(e) filed on even date herewith.

Enclosed are a Request for Continued Examination (RCE) Transmittal, an Information Disclosure Statement and Form PTO 1449. References are being mailed separately.

01/24/2005 AKELLEY 00000004 071969 09880713 Please charge to deposit account 07-1969 the amount of \$130.00 for the Petition to Withdraw from Issue Under 37 C.F.R. 1.17(h); \$395.00 for the filing fee for the Request for Continued Examination under 37 C.F.R. 1.17(e); and any other fees required, including any necessary extensions of time.

Respectfully submitted,

Heeja Yoo-Warren Reg. No. 45,495

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Attorney Docket No.: 39-00 bmk: January 19, 2005

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571-273-0025

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USSN: 09/880,713 Our Docket No. 39-00

MESSAGE:

Transmitted herewith:

Petition to Withdraw from Issue (2 pgs)

RCE (1 pg)

Supplemental Information Disclosure Statement (2 pgs)

PTO Form 1449 (1 pg)

These documents were previously faxed to 703-872-9306 on January 19, 2005. We understand that is a general fax number at the PTO and we are requesting expedited consideration of this Petition.

If this transmission is unclear or incomplete, please notify us by phone at 303-499-8080 or by fax at 303-499-8089.

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